

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

EDWARD JOSEPH McNATT, )  
Petitioner, )  
                          )  
                          ) C.A. No. 05-124 Erie  
JUDGE OLIVER J. LOBAUGH, )  
Respondent.           )

**ORDER**

AND NOW, this 9th day of June, 2006;

IT IS HEREBY ORDERED that an evidentiary hearing in the above-entitled action is scheduled for Thursday, June 29, 2006, at 9:30 a.m. in Courtroom B, U.S. District Court, 17 South Park Row, Erie, Pennsylvania.

IT IS FURTHER ORDERED that the parties are allowed ten (10) days from this date to appeal this order to a district judge pursuant to Rule 72.1.3(B) of the Local Rules for Magistrates. Failure to appeal within ten (10) days may constitute waiver of the right to appeal.

s/Susan Paradise Baxter  
SUSAN PARADISE BAXTER  
CHIEF U.S. MAGISTRATE JUDGE

cc:       all parties of record  
          Warden - SCI Houtzdale  
          Ron Bench - Court Reporter